IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition No. 2259 of 2005

Shri Dhondiram Ramdas Purkar ..Petitioner

vs.

1. Union of India and anr. ..Respondents

Ms.P.P.Tendulkar i/b Shri S.S.Kankera for petitioner
Smt.Neeta Masurekar for respondent no.1.

CORAM: A.P.SHAH &
Dr.D.Y.CHANDRACHUD JJ.
28th June, 2005

P.C.

1. The petitioner went on medical leave from 18th December, 2002 to 25th February, 2003. As there was no leave (E.L., medical leave etc.) to his credit he wanted to treat the said leave period as EOL. However, rule 32(2), copy of which is annexed at page 40 of the petition provides that EOL cannot run concurrently with the notice period of voluntary retirement. As the petitioner had already applied for voluntary retirement he was not entitled to EOL.

2. Petition is dismissed.